

Agnes K. Nelson

Suzanne Henderson

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVERS LICENSE NUMBER.

AMENDMENT OF OIL, GAS AND MINERAL LEASE

STATE OF TEXAS §
 § **KNOW ALL MEN BY THESE PRESENTS:**
COUNTY OF TARRANT §

WHEREAS, Kathi Evans, Trustee under the Last Will and Testament of Howard Edward Flippin, Deceased (“Lessor”), whose address is 8450 South 5th Avenue, Pocatella, Idaho 83204, executed an Oil and Gas Lease dated November 24, 2006 (the “Lease”), which is recorded as Document No. D207038199 in the Official Public Records of Tarrant County, Texas, in favor of XTO Energy Inc. (“Lessee”), covering 3.8 acres of land, more or less, as more particularly described in the Lease; and

WHEREAS, Lessor and Lessee desire to amend the Lease as set forth herein,

NOW, THEREFORE, for Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lessor and Lessee hereby agree that the Lease is hereby amended as follows:

1. Wherever in Paragraph 4 of the Lease it reads 320 surface acres shall be amended to read 640 surface acres.

Lessor hereby adopts, ratifies, and confirms the Lease as to all of the terms and provisions therein, as amended by this Amendment of Oil, Gas and Mineral Lease, and for the same consideration, Lessor does hereby lease, grant, demise, and let the lands covered by the Lease, as amended by this Amendment of Oil, Gas and Mineral Lease, unto Lessee, its successors and assigns, in accordance with all of the terms and provisions of the Lease, as amended hereby.

Except as amended by this Amendment of Oil, Gas and Mineral Lease, the Lease is and remains in full force and effect as originally written.

This Amendment is executed this the 25 day of September, 2008, but shall be effective for all purposes as of November 24, 2006.

LESSOR:

Kathi Evans Trustee

Kathi Evans, Trustee under the Last Will and Testament
of Howard Edward Flippin

LESSEE:

XTO ENERGY INC.

By:

Name: _____

Title:

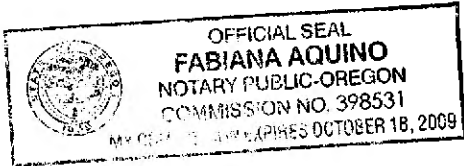
Edwin S. Ryan

Sr. VP. Land Administration

ACKNOWLEDGEMENTS

STATE OF OREGON §
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COUNTY OF Jackson §

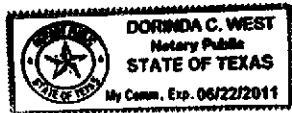
This instrument was acknowledged before me on this the 25 day of September, 2008, by Kathi Evans, Trustee under the Last Will and Testament of Howard Edward Flippin.



[Signature]
Notary Public

STATE OF TEXAS §
 §
COUNTY OF TARRANT §

This instrument was acknowledged before me on this the 1st day of October, 2008, by Edwin S. Ryan, Sr. VP-Land Administration of XTO Energy Inc., a Delaware corporation, on behalf of said corporation.



Dorinda C. West
Notary Public